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DISTRICT COURT

CLARK COUNTY, NEVADA

10 CRISTOBAL MELCHOR MARTINEZ, an
11 individual,

12 Plaintiff,

13 v.

14 UNITED STATES POSTAL SERVICE; DOE
15 EMPLOYEE; ROE GOVERNMENT
16 ENTITY; DOE OWNER, I-V; DOE DRIVER,
17 I-V; ROE EMPLOYER, and ROE
18 COMPANIES, inclusive,

Defendant.

CASE NO.: 2:23-cv-00363-JCM-NJK

STIPULATION TO EXTEND
DEFENDANT'S TIME TO ANSWER
PLAINTIFF'S COMPLAINT

(Second Request)

19
20 COME NOW PLAINTIFF CRISTOBAL MELCHOR MARTINEZ by and through his
21 attorney, **Mahna Pourshaban, Esq.** of the Law Offices of **GINA CORENA & ASSOCIATES**
22 and DEFENDANT UNITED STATES POSTAL SERVICE, by and through attorney **Skyler H.**
23 **Pearson, Esq.** of the **UNITED STATES JUSTICE DEPARTMENT**, and hereby stipulate to
24 extend the time for Defendants to respond to Plaintiff's Complaint.

25 The parties have previously stipulated that the time would be extended to April 17, 2023
26 (60 days from the date of service). The parties now stipulate to extend to May 5, 2023.

27 The basis for this stipulation is as follows:
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3. Rule 81(c) of the Federal Rules of Civil Procedure provides the time in which a Defendant must answer an initial pleading in a removed action. The time provided is the later of 21 days after receipt or service of the initial pleading or seven days after the removal. *See* Fed. R. Civ. P. 81(c). However, a federal officer or agency would ordinarily be permitted a response time of 60 days following proper service to respond pursuant to the Federal Rules. *See* Fed. R. Civ. P. 12(a)(2).

5. The parties believe that this extension will streamline the case and help avoid unnecessary motion practice.

Dated: April 12, 2023